

1  
2  
3  
4  
5  
6  
7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
9 AT SEATTLE

10 NATIONAL UNION FIRE  
11 INSURANCE COMPANY OF  
12 PITTSBURGH, PA,

13 Plaintiff,

14 v.

15 ALAN J. SMITH, et al.,

Defendants.

CASE NO. C14-0169JLR

ORDER DISBURSING  
REGISTRY FUNDS

16 Before the court is Defendant Estate of Susann Smith's ("the Estate") motion for  
17 disbursement of registry funds. (Mot. (Dkt. # 48).) The Estate's motion was combined  
18 with its motion for summary judgment that sought a determination that disbursement was  
19 appropriate, which the court granted. (*See generally id.*; Order (Dkt. # 58).) *Pro se*  
20 Defendant Alan Smith opposes the motion. (Smith Resp. (Dkt. # 57).) Defendant  
21 Department of Social and Health Services ("DSHS") supports the motion. (*See* DSHS  
22 Resp. (Dkt. # 52).) The court has considered the parties' submissions in support of and in

1 opposition to the motion, the balance of the record, and the governing law. Being fully  
2 advised, the court GRANTS the motion.

3 Pursuant to Local Rule W.D. Wash. LCR 67(b), the court AUTHORIZES and  
4 DIRECTS the Clerk to draw a check on the funds deposited in the registry of this court in  
5 the principal amount of \$150,000.00, plus all accrued interest, minus any statutory user  
6 fees, payable to the Estate of Susann Smith for ultimate distribution to the trust account  
7 that has been established for Noelani Smith and Felix Smith.

8 In addition, the court AUTHORIZES and DIRECTS the Clerk to mail the check to  
9 the Estate of Susann Smith c/o John Ely, Bates & Ely, PLLC, 18530 156th Ave. NE,  
10 Suite 200, Woodinville, WA, 98072. Defense counsel shall provide the tax ID number  
11 and/or social security number of the payee to the Clerk within five (5) days of the date of  
12 this order. The Clerk shall not draw the check listed above until after defense counsel has  
13 provided this information.

14 Dated this 5<sup>th</sup> day of December, 2018.

15   
16 JAMES L. ROBART  
17 United States District Judge  
18  
19  
20  
21  
22